Previous references. 1923-24 **File No.** 80-28

Mucg 378-19-1 to 10. (Order 3) **Serial Nos.** 1 & 2

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. —

Part B for October 1923

SUBJECT

Inam lands restored to Chanavirraderaru Mutt at Kodagere may be restored to Veerasaivaderaru on Inam tenure or levy full assessment.

G. O. No. 563 Clerical 24.10.23

To the Mucg. Comr.

Government see no reason to reopen the case and to modify the order already passed

GENERAL AND REVENUE SECRETARIAT.

(Mur)

NOTES.

File No. 80 - 23

FILE HEADING.

Inam Lands belonging to the Chemmavia devan Mahanad Kottayam

From

The Murrar Coy

No. C. 1793 Dated 10-9-23 Received 11-9-23

Diary No. 3944.	Enclos. 1 file	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Recommends that as the lands have been in enjoy Chemmavinadevaru for over a century they may be given him on Survey assessment of Rs 3 Cannot be entrusted to him as Inam

NOTES AND ORDERS.

1) G.O.N° 852/Revr 378-19-10 dated the 16th August 1921 directs the lands to be taken over by the possession of Veeramma devaru and leased out by public auction. He subsequently prayed for a remission of this order and has been given an Enquiry N° 1661/Revr 378-19-12 dt 2-11

NOTES—First Sheet.

G. R. S. III—1]

GENE

From

No. Dat

Diary No. | Enclos.

BRIEF ABSTRACT OF LET

NOTES AND ORDERS.

NOTES—First Sheet.

Muzrai Secretariat

Muz. File No. 80 of 1923.

Serial No

that his prayer could not be granted.

2) His memorial dated the 16th March 1923 to His Highness the Maharaja having been rep'd to the Mur Com'r for disposal, the Mur Com'r called for a report from the DC Com'r, Dumka Dt, and the report submitted by the Collector of which a copy has been received from the Mur Com'r with his letter under consideration gives in brief a history of the institution and its endowments and the reasons for continuing the lands in the possession of Veerama Devan the appellant, or if this is not feasible, for cancelling the tenure and levying the full survey assessment.

3) The Mur. Com'r supports this recommendation. Orders as to whether this may be passed

297 12.9.23

4) 2nd Member) 12/9/23

11/9/23

NOTE—Contn sheet

WD-0561-GPE-3750—1 8 22

Serial No.

5) After obtaining a full report from the local officers, they reserve his petition for passing their order of 16/8/21 declining to cancel the Inam tenure of the lands & confirming the petn on full assessment.

The appl made the petn for a review of this order was also rejected by Govt on 1922 (the Decree agreeing with the number & date of the Revenue number on this report)

6) There are no fresh grounds urged in support of the petn which were not urged for when they passed their order rejecting it above. The present Dpt is also not competent to entertain recommendations on the ground that the terms of the original Sanad support his prayer But the vacancies as his petition, go before the Inam Settlement of 1870 (wherein the Inam was duly cleared respecting devadayam & this question is concerned as to the long interpretation which his petn seeks to be placed on the Sanad.

7) Under his circumstances, I see no ground to recommend his case already passed declining to confirm the Inam as a personal grant to the petn. Do

22/9 4/10/23

NOTE—Contn. sheet

WD 0561—GPB—8750—1 8 22

AV 2/10/23

10.10.23

Muzrai Secretariat | Muz. File No. 80 of 1923

Serial No.

8) Dpt. Submitted.

4-10-23 8/10/23

Fair Copy Please

10/10/23

Fair Dpt. Submitted.

12/10/23 12/10/23

9) Be appd.

13.10.23

Rev. Secy) 10)

13.10.23

11) Re-dpt. Submitted.

15/10/23 15/10/23

16.10.23

401. 19.10.23. Rev. Secy) Secretary Muzrai

12) Be appd

20/10

Minister

Muzrai Secretariat | Muz. File No. 80 of 1923.

Serial No.	
2	No. 563 of [illegible] to the Hon Omar stress trial-Govt. See No reason to re-open the case and to modify the order already passed.

NOTE—Contn. sheet

WD 0561—GPB—3750—1 5 22

C 1793 4 22-3
One file

9782

Office of the Muzrai Commissioner in Mysore,

Dated, Bangalore, the 7th September 1923.

From

K. Chandy, Esquire, B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

GEN. & REV. SECTT. Br. 11 SEP. 1923 To G. D. SECTION

D 324
Mur 80-23-1

T.T. Jayarama Aiyar, Esq., B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Revenue Department,
Bangalore.

Sir,

With reference to your memo Camp No.B. dated 25th June 192. forwarding the memorial of Veerannadevaru of Cherraveeradevaru Mat at Kortagere praying that the Devadaya Inam lands granted to the Matt may be returned to his possession on behalf of the Matt or freed from their Inam tenure and continued to him on payment of full assessment, I have the honor to submit herewith the entire records connected with the case together with a copy of the Deputy Commissioner's detailed report in the matter.

2. The Deputy Commissioner's letter explains fully the present circumstances of the case under each of the items referred to in his predecessor's report to Government which led to the orders of -- Government directing resumption of the Inam lands from the hands of the memorialist.

3. In respect of the complaint that the Matt is used as a dwelling house and no proper arrangement exists for the feeding of -- travellers, it is stated that among the Veerashaivas, there are two kinds of Matts, one presided over by Sanyasis and another by family persons, that the Matt in question belongs to the latter class, the building as well as the occupants thereof together constituting the Matt and the occupants themselves ministering to the needs of

travellers, absolutely no difference being made by the residence of the members of the family and that the feeding of hungry travellers which is the Dharma of the Matt is being attended to in spite of the poor income from the Inam lands.

4. The non-maintenance of regular accounts of income and expenditure of the Matt is attributed to the fact that the only source of income is from the Inam lands and these lands are not very productive having fetched only Rs.27/- in 1920-21 by the sale of the produce and Rs.53/- in 1921-22 by the sale of the lease. The keeping of any elaborate accounts seems, under the circumstances, to have been considered hardly worth the trouble.

5. As regards the point that the Matt building was allowed by the memorialist to be taxed with the ostensible object of converting it into a private residence, the Deputy Commissioner thinks it more probable that the Municipality may have imposed the tax under the mistaken idea that the Matt being occupied by family members was more or less a private building.

6. The bad repute into which the Matt fell is stated to have been due to ill-will and dissensions among the family members.

7. In view of the above facts and the circumstance that the Inam lands have been in the enjoyment of the original grantee's family for nearly a hundred years and had been granted as a personal Inam, the Deputy Commissioner thinks that it is but fair to restore the lands to Veerarradevaru and I recommend the same. If this arrangement does not meet with the approval of Government, I beg to submit that it would be only just if the memorialist's family be allowed the enjoyment of the lands on payment of full assessment.

8. The Memorial under acknowledgement and a subsequent petition presented to me are enclosed herein.

I have the honor to be,
S i r,
Your most obedient servant,

K. Chandy

Muzrai Commissioner.

mch

Letter No.H.C. 1 of 1923-24 dated 18th August 1923, from the Deputy Commissioner, Tumkur District, to the Muzrai Commissioner in Mysore:--

- - - -

"Adverting to your memo No.C.1793/22-23 dated 26/28th June 1923, forwarding for report the memorial of Veerannadevaru of Chenna veeradevaru Mutt at Koratagere, re: the restoration of the inam land endowed to the above Mutt to the memorialist's possession, I have the honor to state that Government in their Order No.917/Muz.378-19-6 dated the 6th September 1920, ordered the immediate attachment of the lands in question, as the Deputy Commissioner reported in his No Pet.1846/17-18 dated 16th December 1919, 6/7th August 1920 and 17th December 1920, that the *marginally noted S.Nos. were, as mentioned

* 1. S.No.45, Dry, 16 acres 28 guntas, assessment Rs.15/-	)	in the Quit
2. S.No.55, Wet, 4 acres 15 guntas, assessment Rs.20/-	)	
Total .. 21 acres 3 guntas, assessment Rs.35/-	)	Rent Register
		Devadaya lands

endowed for the maintenance of the Chennaveeradevaru Mutt and for feeding travellers, that no proper arrangement existed regarding the feeding of travellers and no regular accounts were maintained therefor, that the above said lands were in the enjoyment of (1) Veerannadevaru, (2) Mallian and (3) Sivasankaradevaru in the proportion of ½ ¼ and ¼ share respectively, and that the above three persons had used the Mutt building as a dwelling house and allowed it to be taxed by the Municipality with an object of gradually converting it into a private residence.

2. A review petition had been presented to Government by Veerannadevaru and they ordered in their Muzrai Review No.7 of 1930-31 that the desire of the petitioner to elect the alternative under Section . of the Muzrai Regulation for the lands to be freed of their inam tenure, and settled to him on a payment of full assessment cannot be accepted, and as he is unwilling to agree to continue the purpose originally intended, the lands cannot be continued to him.

3. Subsequent to the receipt of the above Government Order, the produce of the inam lands was sold by public auction which fetched Rs.27/- in the year 1920-21 and Rs.63/- in 1921-22.

4. From a perusal of the connected records, the several reports submitted by Mr. Ananda Rao Birsi, the then Deputy Commissioner and the copy of the Quit Rent Register, it will be seen that the Inam lands have been made out to be Devadaya lands given for the support of the Mutt and for feeding travellers. But on a reference to the original sannad given by His Highness the late Maharaja Sri Krishna Rajendra Wodeyer Bahadur III, a copy of which is enclosed with the petition, it is evident that the cash grant of 3 Varahas per month half a Canty of dry and half a Canty of wet lands had been bestowed on Chenraveeradevaru of Chennaveeradevaru Mutt as a personal grant. After the death of the original grantee, the lands were under attachment by Government, and Chennanja Woderu, the brother of the deceased having submitted to His Highness that facilities should be created for the sustenance of the Mutt (ಕರ್ನಾಟಕ ಭಾಷೆಯಲ್ಲಿ ಅನ್ನಛತ್ರವೆಂದು) His Highness was graciously pleased to order that the cash grant be stopped and the lands treated as 'Sarvamanya", to the Mutt from the year "Svabhanu" without any reference to any fresh sannads being issued from year to year.

5. Now as regards the Mutt building, it is admitted Veerannadevaru Pandita and Sivasankaradevaru are living in the Mutt precincts but it is contended that it is not correct to say that the Mutt has been converted into a dwelling house. It is urged on behalf of the petitioners that there are two kinds of Mutts among the Veerasaivas, the one kind presided over by Sanyasis, and the other by family persons who minister to the religious wants of the people as much as the former, viz., the 'Navya Kavyas". The present Mutt in question comes under the category of the latter class of Mutts, the building as well as the occupants thereof together constituting the Mutt. Being the descendants of the original grantee, they have all continued to live in the building. As regards the Mutt building having been allowed to be taxed, by the Municipality, it seems to me that far from this having been done with the object of gradually converting it into a private residence, it is more probable that the Municipality taxed the Mutt, under the same mistaken idea, viz., being occupied by family members, it was more or less a private building, and no longer a Mutt.

6. As regards feeding of travellers, it has been observed that no proper arrangement exists for the purpose (vide para 1 supra). It is contended in this connection again as stated by Veerabhadraiya, Venkatappa, Mallia, Basappadevaru and Basalingappa and Gundappa, before Mr. Ananda Rao Sirsi, that feeding of travellers has been going on all along and the residence of the members of the family making absolutely no difference in the matter, the occupants themselves ministering to the wants of the travellers. About the non-maintenance of proper accounts, it may be said that the inam lands are not very productive as is evidenced by the amounts realised by the sale of the produce of the above lands during the years 1920-21 and 1921-22 viz., Rs.27/- and Rs.55/- and the keeping of any elaborate accounts was naturally out of the question, specially as this had not been done ever since the institution of the Mutt. It is urged in fact that the feeding of the hungry travellers being the Dharma of the Mutt, this has always been attended to irrespective of the actual produce from the lands.

7. Under the foregoing circumstances, and in view of the fact that the inam lands have been in the enjoyment of the late Chennaveeradevaru's family for nearly a hundred years, and the bad repute into which the Mutt came to fall, has been due more to dissensions and ill-will among the family members, who tried to bring it a bad name, it seems but fair to restore the lands to Veerannadevaru. If on any account this is not found feasible, the tenure may be cancelled levying from the lands under Section 14 of the Mysore Muzrai Regulation of 1913, full assessment due to Government under the provisions of the Land Revenue Code.

8. The vernacular records ending with Koratagere Deputy Amildar's report No.138 dated the 29th October 1921, and Maddagiri Sub Division Officer's No.A.C.R.754/13-19 dated 1st December 1921, the petition presented by Veerannadevaru on the 20th July 1923 and also the application ending with your memo No.C.1793/1923-30 dated 26th June 1925 as submitted herewith".

Copy.

Khandy

No 563
one file
with petns
& 24.10.23

80-23-2

To

The Muzrai Commissioner.

Sir,

With reference to your letter No. C.17[illegible] dated 10-9-23 recommending that the four lands endowed to Channaveeradevaru Matt at Ko[illegible] may be restored to Veerannadevaru on Inam tenure and if it is not feasible, to allow him in his possession, levying full assessment under Sec. 14 of Muz. Regn., I am directed to state that the Government order of 10-8-21 was passed after obtaining a full report from the local officers and after hearing the petitioner in person and after a full consideration of all the facts and circumstances. The application made by the petitioner for a review of this order was also rejected by Government in 1922. No fresh grounds are urged by the petitioner now justifying the case being reopened.

As regards the terms of the original Sarnad which is referred to both by the Deputy Commissioner and [illegible] as supporting the contention of the petitioners, I am to state that Government think that the correctness of the Inam settlement [illegible] effected so early as 1870 at which [illegible] to enter on question was cannot be allowed to be questioned as Devadayam cannot be resumed in question [illegible].

In these circumstances, Government see no reason to reopen the case and the previous order already passed.

The records are herewith returned.

I have &c.,

Revenue Secretary